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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

19 RECORDINGS LIMITED)	
)	Case No. 14-CV-I056 (RA)(GWG)
Plaintiff,)	
v.)	PLAINTIFF 19 RECORDINGS LIMITED
)	MOTION TO RECONSIDER OR IN THE
SONY MUSIC ENTERTAINMENT,)	ALTERNATIVE FOR LEAVE TO FILE
)	AN INTERLOCUTORY APPEAL
Defendant.)	<u>DEMAND FOR JURY TRIAL</u>
)	
)	
)	
)	

Plaintiff 19 Recordings Limited (“19”), by and through its counsel, hereby submits its Motion for Reconsideration of the Court’s decision granting Defendant Sony Music Entertainment’s (“Sony”) Motion for Reconsideration, or, in the alternative, leave to file an Interlocutory Appeal. As discussed in the Memorandum of Law filed herewith, the Court’s decision to reverse itself regarding 19’s pleading of its breach of the duty of good faith and fair dealing claim is irreconcilable with the analysis and conclusions within the Court’s original Order and is contrary to Second Circuit precedent with respect to the pleading standard required for a claim of this nature. Further, this Court’s reversal effectively relieves Sony of its obligation to act in good faith, instead giving Sony the unfettered discretion to choose between two different classifications, and, thus, two different royalty structures without any regard for the actual structure of the exploitation. The reversal, which was not based on new facts or arguments, is clear error and either must be reversed, or alternatively 19 should be granted leave to file an interlocutory appeal. This issue is one of the most, if not the most, important and central issues in this litigation, and discovery should not proceed before this matter is resolved.

Due to the importance of the instant Motion, 19 respectfully requests this Court grant oral argument on the Motion.

Dated: May 18, 2015

Respectfully submitted,

By: /s/Richard S. Busch

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CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of May 2015, the preceding document was sent by Electronic Mail to:

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